

1 **BOARD BILL NO. 30 INTRODUCED BY ALDERMAN JOHN COATAR**

2 An Ordinance pertaining to vendors on the Wharf area described herein; repealing
3 Ordinance #61362, and enacting a new Ordinance establishing the process of soliciting
4 vendors for said area, establishing a “Wharf Vending District”, and establishing a
5 Riverfront Vending District Committee.

6 **BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:**

7 **SECTION ONE. Intent.**

8 The Wharf area described herein is a part of the larger Riverfront area experiencing
9 revitalization as the City, Great Rivers Greenway, City Arch River and the National
10 Parks Service work together to beautify, update and make accessible attractions and
11 green space in the “City Arch River” area, which includes the Riverfront. It is the intent
12 of this Ordinance to set forth a process to locate and permit vendors which will contribute
13 to and fit the atmosphere of this unique parcel, and to provide for input from Great Rivers
14 Greenway as set forth herein.

15 **SECTION TWO. Repeal.**

16 Ordinance #61362 , approved June 6, 1989, is hereby repealed.

17 **SECTION THREE. Description of Wharf area subject to this Ordinance.**

18 The subject property of this Ordinance is: the portion of the Wharf between the north
19 curb line of Chouteau Avenue and the south curb line of Biddle Street and the west curb
20 line of Leonor K. Sullivan Boulevard and the west curb lane of the Levee Fire Lane, as
21 depicted in Exhibit A. This property is to be known as the “Wharf Vending District”.

22 **SECTION FOUR. Establishment of a Riverfront Vending Committee.**

1. There is hereby established a committee in and for the subject area which shall be known as the Riverfront Vending Committee (RVC).
 2. Composition. The RVC shall consist of five (5) members.
 3. Membership. The RVC shall initially be composed of the Port Manager of the City of St. Louis Port Authority, the Special Events Program Executive of the City of St. Louis, the Director of Streets of the City of St. Louis, the Executive Director of Great Rivers Greenway and another member designated by the Executive Director of Great Rivers Greenway. Any member listed herein may appear at such meeting by designee from his or her City Department, or in the case of Great Rivers Greenway, from that entity.
- Great Rivers Greenway is a party to the Cooperation Agreement with the City of St. Louis authorized by Ordinance 69542, which Agreement recognizes Great Rivers Greenway's participation in and commitment to the development of the broader Riverfront Area, of which the Wharf Vending District established herein is a part. Within 90 days of passage of this Ordinance, all committee members shall be approved for service on the committee by the consent of a majority of the Board of Aldermen of the City of St. Louis. If any committee member or proposed committee member is not approved by a majority of the Board of Aldermen, the Mayor will submit an alternative member for approval by the Board of Aldermen.

- 1 4. Designation of Chairman. The Executive Director of Great Rivers
2 Greenway shall be designated as the Chairman of the RVC.
- 3 5. Area of Effect. The RVC shall be responsible for providing extensive
4 advisory input as set forth in this Ordinance, including providing
5 required comment and review of applications for vending permits
6 within the subject area. No vending permit shall be approved for the
7 area set forth in Section Three without the approval of the RVC.
- 8 6. Meetings. The meetings of the RVC shall be held at the call of the
9 Chairman, and at other such times as the RVC may determine. Three (3)
10 members shall constitute a quorum, and in the absence of the Chairman,
11 the City's representative shall be the Active Chairman. Meetings of the
12 RVC may be called by the Special Events Program Executive of the
13 City of St. Louis. No official action of the RVC shall be taken except at
14 a meeting open to the public. The Special Events Program Executive of
15 the City of St. Louis shall be designated as Secretary of the RVC and
16 shall be responsible to keep minutes of its proceedings showing the vote
17 of each member upon each question, or if absent or failing to vote,
18 indicate such fact. A majority of the RVC may adopt rules and
19 regulations to govern the procedure before the RVC.
- 20 7. Duties and Powers. The RVC shall review applications for vending
21 permits seeking to do business in the Wharf Vending District as
22 described in Section Three and depicted in Exhibit A. The Street
23 Director of the City of St. Louis will receive permit applications from

1 vendors seeking a permit for vending in the area referenced herein, and
2 will submit all such vending applications to the RVC. The Street
3 Director issue Riverfront Wharf vending permits as recommended by
4 majority vote of a quorum of the RVC, and shall complete all duties set
5 forth to him under this Ordinance.

6 **SECTION FIVE. Rules and Regulations for the Wharf Vending District.**

7 In addition to all other requirements of this Ordinance, the following provisions shall
8 apply to every vending business in the “Wharf Vending District”. The provisions of this
9 Section shall supersede any other provision of the City Code if such provisions are
10 inconsistent.

- 11 1. Every vending business in the “Wharf Vending District” must operate from a
12 fixed location designated by the RVC and specified on its permit, except when
13 licensed as a Festival Vendor.
- 14 2. Vendors must apply for and obtain a permit to operate a vending business in
15 the “Wharf Vending District” as provided in this section prior to obtaining a
16 vendor’s license. Vending permits shall be issued by the Director of Streets
17 (“Streets Director”) for locations within the Wharf Vending District.
- 18 3. No person, partnership or corporation shall be issued more than two (2)
19 vendor’s permits for locations within the Wharf Vending District.
- 20 4. Vendors’ permits in the “Wharf Vending District” shall be approved prior to
21 issuance by the RVC. No such permit shall be issued unless review, comment
22 and approval has issued at a public meeting of the RVC.

1 5. The proposed annual fee for a vendor's permit in the Wharf Vending District
2 shall be submitted by the permit applicant responding to a Request for
3 Proposal; provided however, that the minimum annual fee for a vendor's
4 permit shall be \$1000.00; also provided that this fee may be increased by the
5 Street Director, in his discretion, after recommendation of the RVC,
6 identifying increases in regulatory costs to the City justifying proposed fee
7 increases.

8 6. When the Streets Director, at the request of the RVC, determines that a
9 vending permit should be issued for a location within the Wharf Vending
10 District:

11 A. The RVC shall establish criteria, as follows:

12 i.)Vending location;

13 ii.)Items to be sold, e.g. food, beverage, clothing;

14 iii.)Hours of vending;

15 iv.)Type of vending structure; the criteria shall expressly provide that no
16 vending may be done from shopping carts;

17 v.)Contribution to diversity of products available from vendors, and
18 diversity of appearance of vendors' facilities, within the Wharf Vending
19 District;

20 B. The Streets Director shall cause to be issued a solicitation for permit
21 applications, which shall:

22 i.) be published in two newspapers of general circulation in the
23 metropolitan area

1 and on the City's website for two weeks;

2 ii.) identify the vending location;

3 iii.) state the criteria;

4 iv.) request permit applications, which shall:

5 a. require applicants to indicate whether they will pay the City

6 sums above the minimum fee;

7 b. require appropriate applicant identity information;

8 c. require photographic and other information about the vending

9 structure;

10 d. contain detailed information regarding items to be sold and

11 prices and suppliers;

12 e. provide additional information as deemed appropriate; and

13 f. state the due date for applications.

14 C. After receipt of permit applications, the Streets Director shall forward

15 the same to the RVC . Based upon the recommendation of the RVC, all

16 applications may be rejected.

17 7. No permit issued under the provisions of this Ordinance shall be assignable or

18 transferable.

19 8. The Street Director shall revoke the permit of any duly licensed persons or

20 itinerants for not complying with the provisions of this Ordinance.

21 9. Permit fees shall be deposited in the Riverfront Wharf Revitalization Fund,

22 established herein.

1 **SECTION SIX. Riverfront Revitalization Fund.**

2 There is hereby established a special fund, to be known as the Riverfront Wharf
3 Revitalization Fund. Funds in the Riverfront Wharf Revitalization Fund may be
4 appropriated only for expenditures that are recommended by the RVC for maintaining
5 and improving the “Wharf Vending District”. This fund is to be a dedicated account,
6 opened and maintained by the Port Authority of the City of St. Louis for the limited use
7 of expenses related to the Wharf Vending District as recommended by a majority of the
8 RVC and approved by the Board of Estimate and Apportionment.

9 **SECTION SEVEN. Prohibition and Penalty.**

10 No Person shall occupy the “Wharf Vending District” for the purpose of displaying,
11 selling or offering for sale, any goods, food or merchandise, unless said person has
12 secured a permit or lease under the provisions of this Ordinance or is a part of a Special
13 Event registered with the Office of Special Events of the City of St. Louis. Any Person or
14 Firm violating the provisions of this Ordinance shall, upon conviction, be fined the sum
15 of not less than one hundred (\$100.00) nor more than five hundred (\$500.00) dollars.
16 Each day that any violation shall continue shall constitute a separate offense.